



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

SEP 29 2009

Ref: 8P-W-WW

Tom Bakaly, City Manager
Park City Municipal Corporation
P.O. Box 1480
Park City, Utah 84060

Re: Park City Extension Letter for NPDES Permit

Dear Mr. Bakaly:

Thank you for your August 3, 2009 letter asking for an additional sixty (60) days, or until November 27, 2009, to respond to our July 23, 2009 letter.

It should be noted that the July 23, 2009 letter did not specifically request that Park City respond to the Environmental Protection Agency (EPA). With regards to the Prospector Drain, Judge Tunnel, and Spiro Tunnel the letter outlined EPA's position that these are unpermitted point sources of pollutants which discharge to waters of the U.S. and therefore require a National Pollutant Discharge Elimination System (NPDES) permit. The letter suggested that Park City begin discussions with the Utah Division of Water Quality (UDWQ) as soon as possible regarding the permit application process for these sites and submit permit applications within 60 days. We understand that Park City has not initiated any discussions with UDWQ regarding the permit application process. This is unfortunate, as discussions with the State may have addressed some of the City's concerns and kept the application process moving forward.

EPA has discussed your request with UDWQ, and we have agreed that the time frame for submitting permit applications will be extended until November 27, 2009.

We encourage Park City to begin discussions with UDWQ as soon as possible regarding the permit application process. If you have any questions, please call me at 303-312-6241 or have your staff call Qian Zhang, the most knowledgeable person on my staff, at 303-312-6267.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen S. Tuber", is written over the typed name.

Stephen S. Tuber
Assistant Regional Administrator
Office of Partnerships and Regulatory Assistance

bcc: Kathryn Hernandez, 8EPR-SR
Sandra Spence, 8EPR-EP
Darcy O'Connor, 8ENF-W-NP
Sandra Stavnes, 8P-W-WW
Qian Zhang, 8P-W-WW